

2023:PHHC:163623

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

Sr. No.103+216

**CM-11393-CWP-2023 in/and
CWP-16590-2013 (O&M)
Date of Decision:08.12.2023**

M/S PERFECT PAC LIMITED (POLYMER UNIT)

.... Petitioner

Versus

MADAN KUMAR AND ANR

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Vikas Kumar, Advocate
for the non-applicant/petitioner along with
Mr. Madan Kumar-petitioner in person.

Mr. Deepak Sonak, Advocate
for the applicant-respondent No.1.

HARSH BUNGER, J. (ORAL)

1. The petitioner has filed the present petition under Articles 226/227 of the Constitution of India seeking a writ in the nature of certiorari for quashing the impugned award dated 29.03.2013 (Annexure P-4) vide which the reference has been answered against the petitioner and in favour of the respondent No.1/workman.

2. On dated 28.11.2023, the following order was passed in this writ petition and other connected petitions:-

“Learned counsel for the parties are ad idem that the matter has been amicable settled between the parties for the lumpsum amount of Rs.1,50,000/- (in CWP-16561-2013) and Rs.2,00,000/- (in CWP-16590-2013), in settlement of all the claims of the workmen towards the petitioner(s)-Management.

Learned counsel for the non-applicant(s)/petitioner(s) submits that he may be granted an accommodation to bring the Demand Drafts of Rs.1,50,000/- (in CWP-16561-2013) and Rs.2,00,000/- (in CWP-16590-2013) in the names of the workman (in both the cases).

Keeping in view the aforesaid stand taken by

learned counsel for the parties, the matter is listed for further consideration on 08.12.2023.

Let the Demand Drafts of Rs.1,50,000/- (in CWP-16561-2013) and Rs.2,00,000/- (in CWP-16590-2013) be brought by learned counsel for the non-applicant(s)/petitioner(s) in the Court on the next date of hearing.

Photocopy of this order be placed on the file of other connected case.”

3. Pursuant to the order dated 28.11.2023, passed by this Court, learned counsel appearing for the petitioner has brought a Demand Draft bearing No.420569 dated 01.12.2023, amounting to Rs.2,00,000/- drawn in the name of Sh. Madan Kumar and the original Demand Draft has been handed over to Sh. Madan Kumar, who is present in Court today, and is duly identified by his counsel. A photocopy of the Demand Draft has been placed on the file.

4. At this stage, learned counsel for respondent No.1-workman submits that upon the encashment of the said Demand Draft all the claim of respondent No.1-workman against the petitioner-company shall stand settled and nothing would be due from them.

5. Considering the aforesaid facts and circumstances and also the statement made by the learned counsel for the respondent No.1-workman in view of amicable settlement arrived at between the parties, the present writ petition is disposed of.

6. All pending application(s), if any, shall also stand closed.

(HARSH BUNGER)
JUDGE

08.12.2023
M.Sikka

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No